

HOUSE JOURNAL

OF THE

IDAHO LEGISLATURE

SECOND REGULAR SESSION
SIXTIETH LEGISLATURE

FIFTY-EIGHTH LEGISLATIVE DAY
TUESDAY, MARCH 9, 2010

House of Representatives

The House convened at 10:30 a.m., the Speaker in the Chair.

Roll call showed 69 members present.

Absent and excused – Shepherd(08). Total – 1.

Total – 70.

Prayer was offered by Chaplain Tom Dougherty.

The Pledge of Allegiance was led by Caroline Eggers, Page.

Approval of Journal

March 9, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have read and approved the House Journal of the Fifty-seventh Legislative Day and recommend that same be adopted as corrected.

CLARK, Chairman

Mr. Clark moved that the report be adopted. Seconded by Mrs. Boe. Report adopted.

Consideration of Messages from the Governor and the Senate

March 8, 2010

Mr. Speaker:

I transmit herewith [S 1357](#), [S 1360](#), [S 1355](#), and [S 1388](#) which have passed the Senate.

WOOD, Secretary

[S 1357](#), [S 1360](#), [S 1355](#), and [S 1388](#) were filed for first reading.

March 8, 2010

Mr. Speaker:

I return herewith [H 414](#) and [H 386](#), as amended, which have passed the Senate.

WOOD, Secretary

[H 414](#) and [H 386](#), as amended, were referred to the Judiciary, Rules, and Administration Committee for enrolling.

Report of Standing Committees

March 9, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have printed [H 641](#), [H 642](#), and House amendments to [H 583](#), [H 524](#), [H 593](#), [H 596](#), [H 537](#), [H 433](#), [H 602](#), [H 556](#), [H 604](#), [H 548](#), and [H 608](#).

CLARK, Chairman

[H 641](#) and [H 642](#) were filed for second reading.

March 9, 2010

Mr. Speaker:

We, your COMMITTEE ON JUDICIARY, RULES, AND ADMINISTRATION, report that we have engrossed [H 583](#), as amended, [H 524](#), as amended, [H 593](#), as amended, [H 596](#), as amended, [H 537](#), as amended, [H 433](#), as amended, [H 602](#), as amended, [H 556](#), as amended, [H 604](#), as amended, [H 548](#), as amended, and [H 608](#), as amended.

CLARK, Chairman

[H 583](#), as amended, [H 524](#), as amended, [H 593](#), as amended, [H 596](#), as amended, [H 537](#), as amended, [H 433](#), as amended, [H 602](#), as amended, [H 556](#), as amended, [H 604](#), as amended, [H 548](#), as amended, and [H 608](#), as amended, were filed for first reading of engrossed bills.

March 8, 2010

Mr. Speaker:

We, your COMMITTEE ON REVENUE AND TAXATION, report that we have had under consideration [H 630](#) and recommend that it do pass.

LAKE, Chairman

[H 630](#) was filed for second reading.

March 8, 2010

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration [H 617](#) and recommend that it do pass.

WOOD, Chairman

[H 617](#) was filed for second reading.

March 8, 2010

Mr. Speaker:

We, your COMMITTEE ON TRANSPORTATION AND DEFENSE, report that we have had under consideration [H 586](#) and report it back with amendments attached to be placed on General Orders for consideration.

WOOD, Chairman

[H 586](#) was placed on General Orders for consideration.

March 8, 2010

Mr. Speaker:

We, your COMMITTEE ON HEALTH AND WELFARE, report that we have had under consideration [H 534](#), [S 1315](#), and [SCR 113](#) and recommend that they do pass.

BLOCK, Chairman

[H 534](#), [S 1315](#), and [SCR 113](#) were filed for second reading.

March 9, 2010

Mr. Speaker:

We, your COMMITTEE ON EDUCATION, report that we have had under consideration [H 624](#) and [S 1367](#) and recommend that they do pass.

NONINI, Chairman

[H 624](#) and [S 1367](#) were filed for second reading.

March 9, 2010

Mr. Speaker:

We, your COMMITTEE ON STATE AFFAIRS, report that we have had under consideration [S 1379](#) and recommend that it do pass.

LOERTSCHER, Chairman

[S 1379](#) was filed for second reading.

There being no objection, the House advanced to the Seventh Order of Business.

Motions, Memorials, and Resolutions

HOUSE CONCURRENT RESOLUTION NO. 59 BY STATE AFFAIRS COMMITTEE A CONCURRENT RESOLUTION

STATING THE FINDINGS OF THE LEGISLATURE, ENCOURAGING HEALTHY, IDAHO GROWN FOOD PRODUCTION, DISTRIBUTION AND CONSUMPTION IN THE STATE OF IDAHO, SUPPORT OF IDAHO FARMING AND THE CONSUMPTION OF IDAHO GROWN FOODS AND FURTHER ENCOURAGING IDAHOANS AND IDAHO BUSINESSES TO CELEBRATE AND GET TO KNOW THEIR GROWERS AND TO PURCHASE AND CONSUME MORE FOOD PRODUCED IN OR NEAR IDAHO.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the State of Idaho recognizes the industriousness of Idaho farmers and ranchers throughout Idaho's history who have been and continue to be of major importance to the state's economy; and

WHEREAS, with Idaho's climate, soil and water, farmers and ranchers have created an agriculture that is famous around the world and Idaho-raised vegetables, fruits, grains, meats, dairy and eggs have an outstanding reputation for quality and flavor; and

WHEREAS, in the years preceding 1960, Idaho farmers grew a large percentage of the food eaten in the state. There has, however, been a gradual shift away from eating locally grown foods. Today a majority of the food eaten by Idahoans is not from Idaho. It is prudent to seek a better balance, recognizing the importance of the agricultural products that are exported outside of the state, which help the farming community and support jobs. However, it is also important to recognize that part of the balance is the increasing trend of Idaho farms to produce food for Idaho consumption; and

WHEREAS, populations whose diets are high in fruits and vegetables experience better health, with lower rates of obesity and related chronic conditions. The ability to grow, sell and easily obtain a consistent, adequate supply of fresh food can increase food security and empower families and communities to be more healthy and self-sufficient; and

WHEREAS, small business is the backbone of Idaho's economy and Idaho food production can help promote entrepreneurship and self-sufficiency in Idaho's small towns, revitalizing regional small farms, creating jobs, business opportunities and the recirculation of capital within Idaho. Idaho has already undertaken beginning steps to increase the amount of Idaho grown food available to Idaho consumers through the Idaho Department of Agriculture's Idaho Preferred™ program and the University of Idaho Extension Service has undertaken steps to encourage family food production through such programs as Master Gardeners, Master Food Preservers, Master Composters and Victory Garden.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixtieth Idaho Legislature, the House of Representatives and the Senate concurring therein, that in order to promote the economic vitality and public health and safety of Idaho communities, provide incentives for job creation, attract economic investment, increase state per capita income, support the future of agriculture and promote the health and economic security of Idaho citizens and communities, it

encourages healthy, Idaho grown food production, distribution and consumption in the State of Idaho.

BE IT FURTHER RESOLVED that it encourages the promotion of greater food self-sufficiency within the state and the recognition that it is beneficial to Idaho families, Idaho businesses, Idaho jobs and our state's economy to increase this self-sufficiency. It also encourages all Idahoans and Idaho businesses to celebrate and get to know their growers and to purchase and consume more food that is produced in or near Idaho and their own kitchen pantries and dinner tables.

HOUSE CONCURRENT RESOLUTION NO. 60 BY STATE AFFAIRS COMMITTEE A CONCURRENT RESOLUTION

STATING FINDINGS AND URGING CONGRESS TO INITIATE THE ARTICLE V AMENDMENT PROCESS TO AMEND THE TENTH AMENDMENT AND INTERSTATE COMMERCE CLAUSE OF THE UNITED STATES CONSTITUTION.

Be It Resolved by the Legislature of the State of Idaho:

WHEREAS, the Tenth Amendment to the Constitution of the United States reads as follows: "The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people."; and

WHEREAS, the Tenth Amendment to the Constitution defines the total scope of federal power as being that specifically granted by the Constitution of the United States and no more; and

WHEREAS, the scope of the power defined by the Tenth Amendment means that the federal government was created by the states specifically to be an agent of the states; and

WHEREAS, today, in 2010, the states are demonstrably treated as agents of the federal government; and

WHEREAS, many powers assumed by the federal government and federal mandates are directly in violation of the Tenth Amendment to the Constitution of the United States; and

WHEREAS, the Interstate Commerce Clause to the Constitution of the United States provides that Congress shall have the power: "To regulate Commerce with foreign Nations, and among the several States, and with the Indian Tribes"; and

WHEREAS, the Interstate Commerce Clause is limited to the federal government regulating trade between the states, and between the states and other nations, and to help prevent conflicts between states over commercial activities, and to prevent the erection of barriers to commerce between the states; and

WHEREAS, the Interstate Commerce Clause should not be used to provide Congress with authority to regulate matters that are primarily intrastate with only an insignificant or collateral affect upon interstate commerce; and

WHEREAS, many federal laws are beyond the original scope and intent of the Interstate Commerce Clause and the Tenth Amendment to the Constitution of the United States; and

WHEREAS, the Tenth Amendment assures that we, the people of the United States of America and each sovereign state in the union of states, now have, and have always had, rights the federal government may not usurp; and

WHEREAS, Section 4, Article IV, of the Constitution says, "The United States shall guarantee to every State in this Union a Republican Form of Government" and the Ninth Amendment states that "The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people."; and

WHEREAS, the United States Supreme Court has ruled in *New York v. United States*, 112 S. Ct. 2408 (1992), that Congress may not simply commandeer the legislative and regulatory processes of the states.

NOW, THEREFORE, BE IT RESOLVED by the members of the Second Regular Session of the Sixtieth Idaho Legislature, the House of Representatives and the Senate concurring therein, that:

The Idaho Legislature urges Congress to take action forthwith to initiate the Article V amendment process to amend the Tenth Amendment and Interstate Commerce Clause (Section 8, Article I) of the United States Constitution; and

The Idaho Legislature urges Congress to amend the Tenth Amendment of the United States Constitution as follows:

(Changes in **bold**): "The powers not **expressly** delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people. **This amendment shall be considered by all federal courts as a rule of interpretation and construction in construing any case involving an interpretation of any Constitutional power claimed by the Congress under either the "interstate commerce" or the "necessary and proper" clauses of Section 8, Article I.**"; and

That the Idaho Legislature urges Congress to amend the Interstate Commerce Clause (Article I, Section 8) as follows:

(Changes in **bold**): "To **directly** regulate Commerce with the foreign nations, and among the several States, and with the Indian Tribes, **with no authority in Congress to regulate matters that are primarily intrastate with only an insignificant or collateral affect upon interstate commerce**".

BE IT FURTHER RESOLVED that the Chief Clerk of the House of Representatives be, and she is hereby authorized and directed to forward a copy of this Resolution to the Speaker of the House of Representatives and the President of the Senate of the Congress of the United States, the presiding officers of both Houses of the Legislature of each of our sister states in the Union, and the members of the congressional delegation representing the State of Idaho in the Congress of the United States.

[HCR 59](#) and [HCR 60](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

Introduction, First Reading, and Reference of Bills and Joint Resolutions

HOUSE BILL NO. 643 BY EDUCATION COMMITTEE AN ACT

RELATING TO EDUCATION; PROVIDING LEGISLATIVE INTENT; AMENDING TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW CHAPTER 57, TITLE 33, IDAHO CODE, TO PROVIDE FOR AN ONLINE TEACHING CERTIFICATE, TO PROVIDE FOR RULES AND TO PROVIDE DEFINITIONS; AMENDING SECTION 33-1619, IDAHO CODE, TO REDESIGNATE THE SECTION; AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 644 BY REVENUE AND TAXATION COMMITTEE AN ACT

RELATING TO THE PUBLIC EMPLOYEE RETIREMENT SYSTEM; AMENDING SECTION 59-1302, IDAHO CODE, TO FURTHER DEFINE A TERM.

HOUSE BILL NO. 645 BY REVENUE AND TAXATION COMMITTEE AN ACT

RELATING TO PROPERTY TAXATION; AMENDING SECTION 63-301A, IDAHO CODE, TO REVISE WHAT MAY BE PLACED ON THE NEW CONSTRUCTION ROLL AND TO PROVIDE FOR CORRECTIONS IN THE ROLL; AMENDING SECTION 63-802, IDAHO CODE, TO REVISE HOW THE THREE PERCENT INCREASE IN PROPERTY TAX BUDGETS IS CALCULATED; AMENDING SECTION 63-802, IDAHO CODE, AS AMENDED BY SECTION 142, CHAPTER 341, LAWS OF 2009, TO REVISE HOW THE THREE PERCENT INCREASE IN PROPERTY TAX BUDGETS IS CALCULATED; DECLARING AN EMERGENCY, PROVIDING RETROACTIVE APPLICATION AND PROVIDING EFFECTIVE DATES.

HOUSE BILL NO. 646 BY REVENUE AND TAXATION COMMITTEE AN ACT

RELATING TO THE EMPLOYMENT SECURITY LAW; AMENDING SECTION 72-1312, IDAHO CODE, TO REDUCE THE AMOUNT OF BENEFITS PAID IN A COMPENSABLE WEEK BY THE AMOUNT EQUAL TO COMPENSATION RECEIVED FOR LOSS OF WAGES UNDER A WORKER'S COMPENSATION LAW OF ANY STATE OR UNDER A SIMILAR LAW OF THE UNITED STATES AND TO MAKE TECHNICAL CORRECTIONS; AND AMENDING SECTION 72-1351, IDAHO CODE, TO PROVIDE THAT NO CHARGE SHALL BE MADE TO A COVERED EMPLOYER'S ACCOUNT FOR BENEFITS PAID TO A WORKER WHO TURNS DOWN AN OFFER OF SUITABLE WORK BECAUSE OF PARTICIPATION IN AN APPROVED JOB TRAINING PROGRAM AND TO MAKE A TECHNICAL CORRECTION.

HOUSE BILL NO. 647 BY REVENUE AND TAXATION COMMITTEE AN ACT

RELATING TO THE SMALL LAWSUIT RESOLUTION ACT; PROVIDING LEGISLATIVE INTENT; AMENDING SECTION 10, CHAPTER 29, LAWS OF 2003, TO DELETE A SUNSET CLAUSE; DECLARING AN EMERGENCY AND PROVIDING RETROACTIVE APPLICATION.

HOUSE BILL NO. 648 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING MONEYS TO THE IDAHO STATE LOTTERY FOR FISCAL YEAR 2011; LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS; AND EXPRESSING LEGISLATIVE INTENT TO CLARIFY THE SCOPE OF THE APPROPRIATION.

HOUSE BILL NO. 649 BY APPROPRIATIONS COMMITTEE AN ACT

APPROPRIATING MONEYS TO THE SELF-GOVERNING AGENCIES FOR THE MEDICAL BOARDS FOR FISCAL YEAR 2011; APPROPRIATING MONEYS TO THE SELF-GOVERNING AGENCIES FOR THE REGULATORY BOARDS FOR FISCAL YEAR 2011; AND LIMITING THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS.

HOUSE BILL NO. 650
BY EDUCATION COMMITTEE
 AN ACT

RELATING TO SCHOOL DISTRICTS; PROVIDING LEGISLATIVE INTENT; AMENDING CHAPTER 3, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-357, IDAHO CODE, TO DEFINE TERMS AND TO PROVIDE FOR SCHOOL DISTRICTS AND OTHER EDUCATION PROVIDERS TO CREATE A WEB BASED SEARCHABLE EXPENDITURE AND REVENUE DATABASE.

HOUSE BILL NO. 651
BY EDUCATION COMMITTEE
 AN ACT

RELATING TO EMPLOYEES OF SCHOOL DISTRICTS; AMENDING SECTION 33-1209, IDAHO CODE, TO REVISE PROCEDURES, PROCESSES AND FEES BEFORE THE PROFESSIONAL STANDARDS COMMISSION, TO DEFINE THE TERM "TEACHER" AND TO MAKE TECHNICAL CORRECTIONS; AMENDING CHAPTER 12, TITLE 33, IDAHO CODE, BY THE ADDITION OF A NEW SECTION 33-1210, IDAHO CODE, TO DEFINE TERMS AND TO PROVIDE FOR AN APPLICANT FOR EMPLOYMENT AT A SCHOOL DISTRICT TO SIGN A RELEASE THAT PRIOR PERSONNEL FILES SHALL BE RELEASED TO THE DISTRICT, TO PROVIDE IMMUNITY FROM LIABILITY AND TO PROVIDE PENALTIES FOR DISCLOSURE OF INFORMATION; AND AMENDING SECTION 33-1211, IDAHO CODE, TO DELETE REFERENCE TO A PREVIOUSLY REPEALED CODE SECTION.

HOUSE BILL NO. 652
BY STATE AFFAIRS COMMITTEE
 AN ACT

RELATING TO CONSOLIDATION OF ELECTIONS; AMENDING SECTION 31-1410, IDAHO CODE, AS AMENDED BY SECTION 18, CHAPTER 341, LAWS OF 2009, TO REVISE PROVISIONS FOR ELECTION OF FIRE PROTECTION DISTRICT COMMISSIONERS; AMENDING SECTION 33-503A, IDAHO CODE, AS ADDED BY SECTION 41, CHAPTER 341, LAWS OF 2009, TO REVISE PROVISIONS RELATING TO TRANSITION OF SCHOOL TRUSTEE TERMS FROM THREE YEARS TO FOUR YEARS; REPEALING SECTION 50, CHAPTER 341, LAWS OF 2009, RELATING TO COMMUNITY COLLEGE DISTRICTS; AMENDING SECTION 33-2715, IDAHO CODE, AS AMENDED BY SECTION 52, CHAPTER 341, LAWS OF 2009, TO REVISE PROVISIONS FOR ELECTION OF BOARD OF TRUSTEES OF LIBRARY DISTRICTS; AMENDING SECTION 33-2718, IDAHO CODE, AS AMENDED BY SECTION 54, CHAPTER 341, LAWS OF 2009, TO REVISE PROVISIONS FOR ELECTION OF TRUSTEES FOR LIBRARY DISTRICTS; AMENDING SECTION 34-106, IDAHO CODE, AS AMENDED BY SECTION 55, CHAPTER 341, LAWS OF 2009, TO REVISE PROVISIONS RELATING TO LIMITATION UPON ELECTIONS; AMENDING SECTION 34-731, IDAHO CODE, TO REVISE PROVISIONS RELATING TO THE PRESIDENTIAL PREFERENCE VOTE; AMENDING SECTION 34-732, IDAHO CODE, TO REVISE PROVISIONS FOR SELECTION OF CANDIDATES FOR NOMINATION IN PRESIDENTIAL PRIMARY; AMENDING SECTION 34-1401, IDAHO CODE, AS AMENDED BY SECTION 59, CHAPTER 341, LAWS OF 2009, TO REVISE ELECTION ADMINISTRATION PROVISIONS; AMENDING SECTION 34-1404, IDAHO CODE, AS

AMENDED BY SECTION 60, CHAPTER 341, LAWS OF 2009, TO REVISE DECLARATION OF CANDIDACY PROVISIONS; AMENDING SECTION 34-1408, IDAHO CODE, TO REVISE ABSENTEE BALLOT PROVISIONS; AMENDING SECTION 34-1410, IDAHO CODE, TO REVISE PROVISIONS RELATING TO CANVASSING OF ELECTION RESULTS; AMENDING SECTION 40-1305, IDAHO CODE, AS AMENDED BY SECTION 75, CHAPTER 341, LAWS OF 2009, TO REVISE PROVISIONS FOR ELECTION OF HIGHWAY COMMISSIONERS; AMENDING SECTION 42-3207, IDAHO CODE, TO REVISE PROVISIONS FOR ELECTION AND ORGANIZATION OF A WATER AND SEWER DISTRICT AND TO MAKE A TECHNICAL CORRECTION; AMENDING SECTION 42-3211, IDAHO CODE, AS AMENDED BY SECTION 100, CHAPTER 341, LAWS OF 2009, TO REVISE PROVISIONS FOR ELECTIONS IN WATER AND SEWER DISTRICTS; AMENDING SECTION 161, CHAPTER 341, LAWS OF 2009, TO REVISE EFFECTIVE DATES; DECLARING AN EMERGENCY, PROVIDING RETROACTIVE APPLICATION AND PROVIDING EFFECTIVE DATES.

[H 643](#), [H 644](#), [H 645](#), [H 646](#), [H 647](#), [H 648](#), [H 649](#), [H 650](#), [H 651](#), and [H 652](#) were introduced, read the first time by title, and referred to the Judiciary, Rules, and Administration Committee for printing.

[S 1357](#), by Transportation Committee, was introduced, read the first time by title, and referred to the Business Committee.

[S 1360](#), by Transportation Committee, was introduced, read the first time by title, and referred to the Transportation and Defense Committee.

[S 1355](#), by Resources and Environment Committee, was introduced, read the first time by title, and referred to the Resources and Conservation Committee.

[S 1388](#), by Finance Committee, was introduced, read the first time by title, and filed for second reading.

First Reading of Engrossed Bills

[H 583](#), as amended, by Business Committee, was introduced, read the first time by title, and filed for second reading.

[H 524](#), as amended, by Judiciary, Rules, and Administration Committee, was introduced, read the first time by title, and filed for second reading.

[H 593](#), as amended, [H 433](#), as amended, [H 602](#), as amended, and [H 604](#), as amended, by State Affairs Committee, were introduced, read the first time by title, and filed for second reading.

[H 596](#), as amended, by Revenue and Taxation Committee, was introduced, read the first time by title, and filed for second reading.

[H 537](#), as amended, by Health and Welfare Committee, was introduced, read the first time by title, and filed for second reading.

[H 556](#), as amended, by Resources and Conservation Committee, was introduced, read the first time by title, and filed for second reading.

[H 548](#), as amended, by Commerce and Human Resources Committee, was introduced, read the first time by title, and filed for second reading.

[H 608](#), as amended, by Ways and Means Committee, was introduced, read the first time by title, and filed for second reading.

Second Reading of Bills and Joint Resolutions

[H 462](#) and [H 554](#), by Business Committee, were read the second time by title and filed for third reading.

[H 620](#), by State Affairs Committee, was read the second time by title and filed for third reading.

[S 1299](#), by State Affairs Committee, was read the second time by title and filed for third reading.

Third Reading of Bills and Joint Resolutions

[H 426](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Thompson to open debate.

The question being, "Shall [H 426](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 68.

NAYS – None.

Absent and excused – Harwood, Shepherd(08). Total – 2.
Total – 70.

Whereupon the Speaker declared that [H 426](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 428](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Thompson to open debate.

The question being, "Shall [H 428](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 69.

NAYS – None.

Absent and excused – Shepherd(08). Total – 1.
Total – 70.

Whereupon the Speaker declared that [H 428](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 429](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Thompson to open debate.

The question being, "Shall [H 429](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 69.

NAYS – None.

Absent and excused – Shepherd(08). Total – 1.
Total – 70.

Whereupon the Speaker declared that [H 429](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 461](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Henderson to open debate.

The question being, "Shall [H 461](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shirley, Simpson, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 68.

NAYS – Ringo. Total – 1.

Absent and excused – Shepherd(08). Total – 1.
Total – 70.

Whereupon the Speaker declared that [H 461](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 589](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Harwood to open debate.

The question being, "Shall [H 589](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Bolz, Boyle, Chadderdon, Clark, Collins, Crane, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Jarvis, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Patrick, Raybould, Roberts, Ruchti, Schaefer, Shirley, Simpson,

Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 52.

NAYS – Boe, Burgoyne, Chavez, Chew, Cronin, Durst, Higgins, Jaquet, Killen, King, Pasley-Stuart, Pence, Ringo, Rusche, Sayler, Shepherd(02), Smith(30). Total – 17.

Absent and excused – Shepherd(08). Total – 1.

Total – 70.

Whereupon the Speaker declared that [H 589](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 612](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Trail to open debate.

The question being, "Shall [H 612](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Lake, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shirley, Smith(30), Smith(24), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Mr. Speaker. Total – 62.

NAYS – Crane, Labrador, Loertscher, Nonini, Simpson, Wood(35). Total – 6.

Absent and excused – Kren, Shepherd(08). Total – 2.

Total – 70.

Whereupon the Speaker declared that [H 612](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 614](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Takasugi to open debate.

The question being, "Shall [H 614](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shirley, Simpson, Smith(30), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 68.

NAYS – None.

Absent and excused – Shepherd(08), Smith(24). Total – 2.

Total – 70.

Whereupon the Speaker declared that [H 614](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 601](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Jarvis to open debate.

The question being, "Shall [H 601](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shirley, Simpson, Smith(30), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 67.

NAYS – None.

Absent and excused – Loertscher, Shepherd(08), Smith(24). Total – 3.

Total – 70.

Whereupon the Speaker declared that [H 601](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 607](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Moyle to open debate.

The question being, "Shall [H 607](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shirley, Simpson, Smith(30), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 67.

NAYS – None.

Absent and excused – Boe, Shepherd(08), Smith(24). Total – 3.

Total – 70.

Whereupon the Speaker declared that [H 607](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 611](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Bolz to open debate.

The question being, "Shall [H 611](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts,

Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shirley, Simpson, Smith(30), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 68.

NAYS – None.

Absent and excused – Shepherd(08), Smith(24). Total – 2.
Total – 70.

Whereupon the Speaker declared that [H 611](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 574](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Mathews to open debate.

The question being, "Shall [H 574](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Durst, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shirley, Simpson, Smith(30), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 68.

NAYS – None.

Absent and excused – Shepherd(08), Smith(24). Total – 2.
Total – 70.

Whereupon the Speaker declared that [H 574](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 600](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Moyle and Mr. Henderson to open debate.

The question being, "Shall [H 600](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bedke, Bell, Bilbao, Black, Block, Boe, Bolz, Boyle, Burgoyne, Chadderdon, Chavez, Chew, Clark, Collins, Crane, Cronin, Eskridge, Gibbs, Hagedorn, Hart, Hartgen, Harwood, Henderson, Higgins, Jaquet, Jarvis, Killen, King, Kren, Labrador, Lake, Loertscher, Luker, Marriott, Mathews, McGeachin, Moyle, Nielsen, Nonini, Palmer, Pasley-Stuart, Patrick, Pence, Raybould, Ringo, Roberts, Ruchti, Rusche, Sayler, Schaefer, Shepherd(02), Shirley, Simpson, Smith(30), Stevenson, Takasugi, Thayn, Thompson, Trail, Wills, Wood(27), Wood(35), Mr. Speaker. Total – 67.

NAYS – None.

Absent and excused – Durst, Shepherd(08), Smith(24). Total – 3.
Total – 70.

Whereupon the Speaker declared that [H 600](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

[H 618](#) was read the third time at length, section by section, and placed before the House for final consideration.

At this time, the Speaker recognized Mr. Nielsen to open debate.

The question being, "Shall [H 618](#) pass?"

Roll call resulted as follows:

AYES – Anderson, Andrus, Barrett, Bayer, Bell, Bilbao, Black, Block, Bolz, Boyle, Chadderdon, Chew, Clark, Collins, Eskridge, Hagedorn, Hartgen, Harwood, Henderson, Jaquet, Jarvis, Lake, Loertscher, Marriott, Mathews, McGeachin, Nielsen, Nonini, Palmer, Patrick, Raybould, Schaefer, Shepherd(02), Shirley, Stevenson, Trail, Wood(35), Mr. Speaker. Total – 38.

NAYS – Bedke, Boe, Burgoyne, Chavez, Crane, Cronin, Gibbs, Hart, Higgins, Killen, King, Kren, Labrador, Luker, Moyle, Pasley-Stuart, Pence, Ringo, Roberts, Ruchti, Rusche, Sayler, Simpson, Smith(30), Smith(24), Takasugi, Thayn, Thompson, Wills, Wood(27). Total – 30.

Absent and excused – Durst, Shepherd(08). Total – 2.
Total – 70.

Whereupon the Speaker declared that [H 618](#) passed the House. Title was approved and the bill ordered transmitted to the Senate.

Mr. Moyle asked unanimous consent that the remaining bills on the Third Reading Calendar retain their places for one legislative day. There being no objection, it was so ordered.

There being no objection, the House advanced to the Sixteenth Order of Business.

Adjournment

Mr. Moyle moved that the House adjourn until 10:30 a.m., Wednesday, March 10, 2010. Seconded by Mr. Rusche. Motion carried.

Whereupon the Speaker declared the House adjourned at 11:56 a.m.

LAWRENCE DENNEY, Speaker

ATTEST:

BONNIE ALEXANDER, Chief Clerk